IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 1ST JUNE 2007 / 11TH JYAISHTA 1929

Crl.Rev.Pet.No. 2011 of 2007(B)

CRA.94/2006 of II ADDL.SESSIONS COURT, ERNAKULAM
ST.3958/2003 of JUDL.MAGISTRATE OF FIRST CLASS, PERUMBAVOOR
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REVN. PETITIONER: APPELLANT/ACCUSED:

JOHNY, AGED 44 YEARS,
S/O. PAILY, PAMBRAKKARAN HOUSE, THURUTHY P.O.

BY ADV. SRI.K.SUNILKUMAR

RESPONDENTS: RESPONDENTS/COMPLAINANT/STATE:
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1. P.C. GEORGE, S/O. CHACKO,
PUTHUSSERY VEEDU, NEDUNGAPRA, THURUTHY P.O.

2. STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY ADV. SRI. AMJAD ALI, PUBLIC PROSECUTOR

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 01/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J

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CRL. R.P. NO. 2011 OF 2007

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Dated this the 1st day of June 2007

O R D E R

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced, as modified by the appellate court, to imprisonment till the rising of the court and to pay a compensation of Rs.90,000/- vide Section 357(3) Cr.P.C. and in default to undergo simple imprisonment for three months.

2. I find that the courts below have considered the evidence adduced in the matter and convicted the accused for sound reasons. The revision petitioner/accused has not sent even a reply notice. I find no grounds to interfere.

3. All the same, considering the plea of the counsel for the revision petitioner, the revision petitioner is granted six months time from today onwards to pay the amount of compensation. The revision petitioner shall appear before Judicial First Class Magistrate, Perumbavoor on **01.12.2007** to receive sentence. Non bailable warrant pending if any shall be kept in abeyance.

The Crl. R.P is disposed of accordingly.

sd/-

K.R. UDAYABHANU, JUDGE.

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